**THE HON'BLE SRI JUSTICE BILAL NAZKI**

**AND**

**THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO**

**WRIT PETITION NO.1087 OF 2007**

Date: 22-01-2007

Between:

Idiga Eranna …Petitioner

And

The Deputy Transport Commissioner
And another …Respondents

**THE HON'BLE SRI JUSTICE BILAL NAZKI**

**AND**

**THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO**

**WRIT PETITION NO.1087 OF 2007**

**O R D E R** ***(Per the Hon'ble Sri Justice Bilal Nazki):***

Learned Government Pleader for Transport takes notice for the respondents. Heard learned counsel for the parties.

Admittedly the petitioner has not paid the tax for the quarter ending 30th September, 2006. He moved an application for installments, but the Regional Transport Officer, Kurnool passed an order stating therein that there was no provision for granting permission to pay the tax in installments. Penalty was also imposed on the petitioner.

It is stated that the petitioner can file an appeal against imposition of penalty. Therefore, we stay the recovery of penalty for a period of two weeks. In case, the petitioner files an appeal against imposition of the penalty, the authority hearing the appeal may pass appropriate orders. If the tax due is paid by the petitioner, the vehicle be released.

The writ petition is accordingly disposed of. No order as to costs.

_____

(Bilal Nazki,J)

Dated 22nd January, 2007

(Nooty Ramamohana Rao,J)

vrn